

REMARKS

New independent Claim 11 is substituted for Claim 6, and Claims 7-10 are amended for property dependency and for clarification. Claims 1-5 and 7-11 remain, with Claims 1-5 withdrawn due to a previous restriction requirement. No claim stands allowed.

Claims 6-8 and 10 were rejected as anticipated by *Tsuji* (US 5,230,146). New Claim 11 is substituted for Claim 6 in an effort to address the Examiner's issues presented in "Response to Arguments" in the last Office action, and to point out novel subject matter over that art. In particular, new Claim 11 defines a package for transporting a cable harness having holding points at certain locations on that harness. The packaging comprises a template carrier having fixing points at predetermined locations, for receiving and connecting to the holding points of the cable harness. The template carrier also has a plurality of openings sized and located to permit corresponding loops, formed of the cable harness, to slide through so that the loops depend below the carrier, an arrangement depicted in the exemplary embodiment of Figs. 2 and 3.

The packaging according to Claim 11 further comprises a packaging enclosure configured to receive the carrier in a predetermined relation so that the loops of the cable harness, hanging below the carrier, are disposed in predetermined order within the packaging enclosure. This arrangement is facilitated by the connection between the holding points of the cable harness and the fixing points of the carrier, which position the cable harness with the loops at predetermined positions with respect to the carrier and the loop-receiving openings in the carrier, during packing, transport, and unpacking of the cable harness relative to the packaging recited in Claim 11.

New Claim 11 positively recites elements, and an overall structural and functional interrelation of elements, including packaging in the body of the claim. The structural and functional packaging combination defined in Claim 11 has no counterpart in *Tsuji*, as that reference is not concerned with packaging a cable harness for any purpose. Thus, Claim 11 requires a template carrier within upper surface for receiving a cable harness formed with loops, with the carrier having fixing points at predetermined locations thereon for receiving and connecting to holding points of a cable harness. Even if *Tsuji's* rollers 18 are somehow considered as the recited "template carrier...", those rollers of *Tsuji* lack fixing points for receiving and connecting to holding points (likewise missing in *Tsuji*) of the wires 10. Indeed, because *Tsuji* intends that the wires 10 be pulled out from the reel 15 along the upper surfaces of the rollers 18 (column 5, lines 48-53) it is apparent that the rollers must lack fixing points and the wires 10 must lack any holding points that might connect to the rollers, as any such arrangement would defeat the purpose and operation of *Tsuji's* apparatus.

The combination defined by Claim 11 also requires a packaging enclosure configured to receive the carrier so that the downwardly-depending loops are disposed in predetermined order within the packaging enclosure. The rejection argues that element 41 of *Tsuji* is a packaging enclosure. That element, shown in Figs. 8-11 of *Tsuji*, is part of his wire-forming (not packaging for transport or otherwise) apparatus and receives movable cutters during a wire-cutting process. Furthermore, *Tsuji's* box 41 does not interact with a carrier having fixing points for receiving and connecting to holding points of a cable harness, required by the combination recited in Claim 11.

In view of the foregoing, the applicant submits that *Tsuji* fails to anticipate packaging for transporting a cable harness, as recited in new Claim 11 and the claims depending therefrom. Those claims, accordingly, are novel over *Tsuji*.

Moreover, depending Claim 7 calls for the carrier to have markings which allow a packaging or unpacking device to identify the position of the carrier and its fixing points. This identification is a requirement of the packing/unpacking operations, as disclosed by the applicant. The rejection argues that the space between rollers 18 of *Tsuji* "could be considered as marks" to permit rods 21 to move downwardly between them. However, those rods 21 are positioned by means other than the rods (column 6, lines 8-10), and the rods 21 thus do not contain or require any markings to accomplish their up-down movement. Moreover, it is not apparent in *Tsuji* that the rods 21 would ever be repositioned with respect to rollers 11, short of completely reconstructing *Tsuji's* apparatus. For this further reason, Claim 7 is novel over *Tsuji*.

Dependent Claim 8 further characterizes the invention in that the holding points of the cable harness represent markings which allow a packaging or unpacking device to identify the position of the carrier and its fixing points. *Tsuji* lacks any such markings or, indeed, any holding points on his wires 10 that are withdrawn from the reel 15. Further yet, *Tsuji* is not concerned with allowing a packaging or unpacking device to identify the position of a carrier or fixing points. Claim 8 thus is novel over *Tsuji* for that further reason.

Claim 9 was rejected as unpatentable over *Tsuji*, the Examiner taking notice that cardboard containers for packaging is old in the art. However, the overall combination

recited by Claim 9, which now depends from new Claim 11, remains untaught and unsuggested to one of ordinary skill by *Tsuji*, and so Claim 9 is patentable thereover.

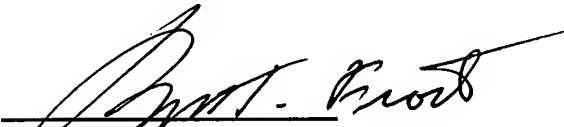
Dependent Claim 10 requires that the fixing points or the holding points are cut-outs in the carrier. The rejection argues that the space between rollers 18 of *Tsuji* are the recited holding points. Actually, claim 11 characterizes the *fixing points* for the holding points as cut-outs in the carrier. In any case, the uniform spaces between the rotating rods 18 and *Tsuji* do not "fix" anything, as those rods rotate to withdraw wire from a supply. For this further reason, Claim 10 is novel over *Tsuji*.

The foregoing is submitted as a complete response to the Office action identified above. The applicant submits that all claims remaining in this application are allowable over the art of record and solicits a notice to that effect.

Respectfully submitted,

MERCHANT & GOULD

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Roger T. Frost
Reg. No. 22,176

Merchant & Gould, LLC
P.O. Box 2903
Minneapolis, MN 55402-0903
Telephone: 404.954.5100

